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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92048496
Party	Plaintiff The Saul Zaentz Company
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Date	01/15/2008
Attachments	PALANTIR PICTURES motion for default.pdf (3 pages)(160875 bytes)

I hereby certify that this correspondence is being deposited electronically with the Trademark Trial and Appeal Board on the date shown below.



Deborah Davis Han

Dated: January 15, 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

THE SAUL ZAENTZ COMPANY d.b.a.
TOLKIEN ENTERPRISES,

Petitioner,

v.

PALANTIR PICTURES, LLC,

Registrant.

Motion for Default Judgment
and Request for Suspension

Mark: PALANTIR PICTURES

Registration No. 2,812,722

Filed: March 4, 2003

Registered: February 10, 2004

Cancellation No. 92048496

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

**MOTION FOR DEFAULT JUDGMENT FOR FAILURE TO ANSWER
AND REQUEST FOR SUSPENSION**

Petitioner The Saul Zaentz Company d.b.a. Tolkien Enterprises (“Petitioner”), by its attorneys, hereby moves the Trademark Trial and Appeal Board (“Board”) to enter a default judgment against Registrant Palantir Pictures, LLC (“Registrant”), pursuant to 37 C.F.R. §2.114(a), for Applicant’s failure to file an answer or otherwise respond to the Petition for Cancellation.

REMARKS

Petitioner filed its Petition for Cancellation on November 26, 2007, and served a copy on Registrant by mail the same day. To the best of Petitioner’s knowledge, the

MOTION FOR DEFAULT JUDGMENT

service copy to Registrant was not returned undelivered, and service was effective on Registrant. On November 27, 2007, the Board forwarded a notification letter to both Petitioner and Registrant, stating that Registrant's answer was due forty days after the mailing date of the notification letter, or January 6, 2008. On information and belief, Registrant failed to file an answer before or on January 6, 2008, and still has not filed an answer. Accordingly, Petitioner requests that the Board issue a notice of default ordering Registrant to show cause why default judgment should not be entered against Registrant, pursuant to 37 C.F.R. §2.114(a).

In view of the rapidly approaching deadline for the discovery conference, on February 5, 2008, Petitioner further requests that the Board suspend these proceedings while it considers this Motion.

Since no counsel has appeared on behalf of Registrant in this proceeding, a copy of this motion is being served on Registrant at its address of record, 1401 Ocean Avenue, Suite 302, Santa Monica, California 90401.

Please direct any questions in this matter to the undersigned attorney.

DATED: January 15, 2008.

CAROLE F. BARRETT
DEBORAH DAVIS HAN
HOWARD RICE NEMEROVSKI
CANADY FALK & RABKIN
A Professional Corporation
Three Embarcadero Center, Seventh Floor
San Francisco, California 94111
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Deborah Davis Han

Attorneys for Petitioner
THE SAUL ZAENTZ COMPANY
d.b.a. TOLKIEN ENTERPRISES

PROOF OF SERVICE BY MAIL

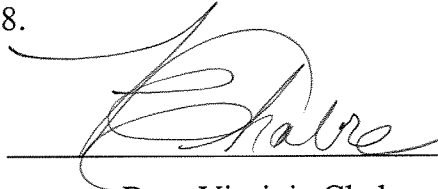
The undersigned declares and says as follows: my business address is Three Embarcadero Center, Seventh Floor, San Francisco, CA 94111-4024. I am employed in the City and County of San Francisco; I am over the age of 18 years, and I am not a party to this cause. I am readily familiar with this business' practices for collection and processing of correspondence for mailing with the United States Postal Services. On the same day that a sealed envelope is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service with postage fully prepaid.

I served the within **MOTION FOR DEFAULT JUDGMENT FOR FAILURE TO ANSWER AND REQUEST FOR SUSPENSION** to Registrant at its address of record:

Palantir Pictures, LLC
1401 Ocean Avenue
Suite 302
Santa Monica, California 90401

by placing a true copy thereof, enclosed in a sealed envelope with postage thereon fully prepaid, for deposit in the United States mail for collection and mailing on this day following ordinary business practices of Howard, Rice, Nemerovski, Canady, Falk & Rabkin, PC.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this Declaration is executed in San Francisco, California, this 15th day of January, 2008.



By: Virginia Chabre

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